



# INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

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January 30, 2004

Mr. Elvie J. Frey, Sr.                      61-50 DW  
Sunnybrook RV, Inc.  
201 14<sup>th</sup> Street  
Middlebury, IN 46540

Re:      Response to Review Request No. 16344:  
         Section 112(j) Applicability Determination  
         Plant ID: 039-00444

Dear Mr. Frey:

Sunnybrook RV, Inc., located at 201 14<sup>th</sup> Street in Middlebury, Indiana, submitted a request for an applicability determination regarding the requirements of Section 112(j) of the Clean Air Act (CAA) on May 3, 2002. The letter was submitted in accordance with 40 CFR 63.52(d)(1) and requested that the Indiana Department of Environmental Management, Office of Air Quality (IDEM, OAQ) determine if Sunnybrook RV, Inc. is subject to the requirements of Section 112(j) (40 CFR 63.50 through 63.56) for the following source categories:

- Miscellaneous Metal Parts & Products Surface Coating; and
- Wood Building Products Surface Coating.

Pursuant to 40 CFR 63.50, the requirements of Section 112(j) will apply only if your entire source is a major source of hazardous air pollutants (HAPs) and one or more of your processes or emissions units belong in a category or subcategory for which the United States Environmental Protection Agency (U.S. EPA) has failed to promulgate an emission standard on or before the Section 112(j) deadline. IDEM, OAQ has determined that your source is not subject to Section 112(j) for the following source categories:

- Miscellaneous Metal Parts & Products Surface Coating; and
- Wood Building Products Surface Coating.

Explanations of these determinations are provided below.

## MAJOR SOURCE DETERMINATION

The information submitted in the Part 1 MACT Application indicates that Sunnybrook RV, Inc. is a major source of HAPs. In addition, the Title V permit for Sunnybrook RV, Inc., T039-7803-00444, issued on October 8, 1998, indicates that the source is a major source of HAPs. The Title V renewal permit, T039-16458-00444, for Sunnybrook RV, Inc., issued on November 17, 2003, also indicates that the source is a major source of HAPs. Since Sunnybrook RV, Inc. is a major source of HAPs, IDEM, OAQ evaluated the source categories for which Sunnybrook RV, Inc. requested an applicability determination.

## SOURCE CATEGORY DETERMINATION

### 1.      **Miscellaneous Metal Parts & Products Surface Coating NESHAP**

Since the final MACT standard for Miscellaneous Metal Parts & Products Surface Coating was promulgated on January 2, 2004, Sunnybrook RV, Inc. is no longer subject to Section 112(j) for that source category; however, Sunnybrook RV, Inc. may be subject to the promulgated MACT standard. Sunnybrook RV, Inc. should check the applicability of the MACT standard. If the promulgated MACT is applicable, Sunnybrook RV, Inc. shall comply with the promulgated MACT standard in accordance with the schedule provided in the MACT standard. The MACT requirements include the applicable General Provisions requirements of 40 CFR 63, Subpart A. Pursuant to 40 CFR 63.9(b), if Sunnybrook RV, Inc. is subject to the MACT, Sunnybrook RV, Inc. shall submit an initial notification not later than 120 days after the effective date of the MACT, unless the MACT specifies otherwise. The MACT and the General Provisions of 40 CFR 63, Subpart A will become new applicable requirements, as defined by 326 IAC 2-7-1(6), that must be incorporated into the Part 70 permit. After IDEM, OAQ receives an initial notification, any of the following will occur:

- (A) Since three or more years remain on the Part 70 permit term at the time the MACT is promulgated, IDEM, OAQ will notify the source that IDEM, OAQ will reopen the permit to include the MACT requirements pursuant to 326 IAC 2-7-9; or
- (B) The owner or operator of the affected source may submit an application for a significant permit modification under 326 IAC 2-7-12 to incorporate the MACT requirements. The application may include information regarding which portions of the MACT are applicable to the emission units at the source and which compliance options will be followed.

If the promulgated MACT is not applicable, no further action regarding the MACT will be necessary.

## **2. Wood Building Products Surface Coating NESHP**

Since the final MACT standard for Wood Building Products Surface Coating was promulgated on May 28, 2003, Sunnybrook RV, Inc. is no longer subject to Section 112(j) for that source category; however, Sunnybrook RV, Inc. may be subject to the promulgated MACT standard. Sunnybrook RV, Inc. should check the applicability of the MACT standard. If the promulgated MACT is applicable, Sunnybrook RV, Inc. shall comply with the promulgated MACT standard in accordance with the schedule provided in the MACT standard. The MACT requirements include the applicable General Provisions requirements of 40 CFR 63, Subpart A. Pursuant to 40 CFR 63.9(b), if Sunnybrook RV, Inc. is subject to the MACT, Sunnybrook RV, Inc. shall submit an initial notification not later than 120 days after the effective date of the MACT, unless the MACT specifies otherwise. The MACT and the General Provisions of 40 CFR 63, Subpart A will become new applicable requirements, as defined by 326 IAC 2-7-1(6), that must be incorporated into the Part 70 permit. After IDEM, OAQ receives an initial notification, any of the following will occur:

- (A) Since three or more years remain on the Part 70 permit term at the time the MACT is promulgated, IDEM, OAQ will notify the source that IDEM, OAQ will reopen the permit to include the MACT requirements pursuant to 326 IAC 2-7-9; or
- (B) The owner or operator of the affected source may submit an application for a significant permit modification under 326 IAC 2-7-12 to incorporate the MACT requirements. The application may include information regarding which portions of the MACT are applicable to the emission units at the source and which compliance options will be followed.

If the promulgated MACT is not applicable, no further action regarding the MACT will be necessary.

If U.S. EPA promulgates a final MACT standard prior to IDEM, OAQ issuing a permit containing the Section 112(j) determination requirements, a source is no longer subject to Section 112(j) for that source category, including the requirement to submit a Section 112(j) Part 2 MACT Application. A source is still subject to Section 112(j) for any other source categories that do not have promulgated MACT standards.

This determination is based on the information provided by Sunnybrook RV, Inc., IDEM, OAQ records, and the information currently available from the U.S. EPA. Note that if additional equipment or capacity is added or operational practices are changed (e.g., switching solvents from a solvent that contains no HAPs to a solvent containing HAPs), the Section 112(j) requirements may be triggered in accordance with 40 CFR 63.52(b). If the events described in 40 CFR 63.52(b) occur at the source, Sunnybrook RV, Inc. shall submit a Part 1 MACT Application in accordance with the requirements and schedule contained in 40 CFR 63.52(b).

Questions should be directed to Kim Cottrell, IDEM, OAQ, 100 North Senate Avenue, P.O. Box 6015, Indianapolis, Indiana, 46206-6015, or call (800) 451-6027 and ask for Kim Cottrell at extension 3-0870, or dial (317) 233-0870.

Sincerely,

Original Signed by Paul Dubenetzky

Paul Dubenetzky, Chief  
Permits Branch  
Office of Air Quality

KLC

CC: File – Elkhart County  
Elkhart County Health Department  
Air Compliance – Anthony Pelath  
Northern Regional Office  
Administration Section  
U.S. EPA Region V – Genevieve Damico

Mr. William C. Humphrey  
Sunnybrook RV, Inc.  
201 14<sup>th</sup> Street  
Middlebury, IN 46540